

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

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Chapter 11

In re:
LTL MANAGEMENT, LLC,¹

Case No.: 23-12825 (MBK)

Debtor.

Honorable Michael B. Kaplan

DECLARATION OF THE OFFICIAL COMMITTEE OF TALC CLAIMANTS FOR THE RETENTION OF MOLOLAMKEN, LLP

¹ The last four digits of the Debtor's taxpayer identification number are 6622. The Debtor's address is 501 George Street, New Brunswick, New Jersey 08933.

The signatories below, being of full age, on behalf of the Official Committee of Talc Claimants for LTL Management, LLC (the “Committee”) certify as follows:

1. This Declaration is submitted provided pursuant to Section D.2 of the U.S. Trustee Guidelines, promulgated by the U.S. Trustee. I am informed by MoloLamken, LLP (“MoloLamken”), proposed Special Appellate Litigation Counsel, that the U.S. Trustee Guidelines require that any application for employment of an attorney under section 327 or 1103 of the Bankruptcy Code be accompanied by a verified statement from the client.
2. During the first Chapter 11 bankruptcy for LTL Management, LLC (“LTL I”), the Committee was informed that the Committee needed to retain appellate counsel to represent them in the LTL I Chapter 11 Cases. In LTL I, the Committee interviewed several potential appellate counsel. MoloLamken represented that it has significant experience appearing before the relevant courts of appeals and possessed an in-depth knowledge of appellate practice and procedure. The Committee retained MoloLamken in LTL I.
3. Based on the foregoing, the Committee is of the opinion that it is necessary for the Committee to employ MoloLamken as their Special Appellate Litigation Counsel in these cases and that, based on the identity of issues and parties between LTL I and this case, such employment is in the best interest of the Committee and these bankruptcy estates.
4. MoloLamken has represented to the Committee, as reflected in its Application and accompanying certifications, that the billing rates and material terms for the engagement are comparable to the firm’s billing rates and terms for other non-bankruptcy engagements and to the billing rates and terms of other comparably skilled professionals.
5. As was done in LTL I, Committee counsel will collect all monthly fee statements and interim fee applications prepared by the Committee professionals and circulate for review and comment to the Committee. This process permits the Committee an opportunity to review and approve the fees and expenses. Similarly, the updated budget and staffing plans will be provided to the Committee on a quarterly basis for review and approval by the Committee. We believe this process is similar to the process employed in non-bankruptcy cases to supervise outside counsel.

6. In addition, as described in the Application and accompanying certification, the Committee professionals have developed a protocol to avoid duplication of effort among the Committee professionals and to ensure the most efficient case management and delegation of task responsibilities.

Dated: June 23, 2023

Respectfully Submitted,

THE OFFICIAL COMMITTEE OF TALC CLAIMANTS

/s/ Michelle Parfitt

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